

1 **SAO**

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13 *Jennifer Wyman, Bear Wyman,*
14 *and the Estate of Charles Wyman*

15 **UNITED STATES DISTRICT COURT**

16 **DISTRICT OF NEVADA**

17 WESCO INSURANCE COMPANY, as subrogee
18 of its insured, NICKELS AND DIMES
19 INCORPORATED,

20 Plaintiff,
21 vs.

22 SMART INDUSTRIES CORPORATION d/b/a
23 SMART INDUSTRIES CORP, MFG, an Iowa
24 corporation,

25 Defendants.

26 JENNIFER WYMAN, individually; BEAR
27 WYMAN, a minor, by and through his natural
28 parent JENNIFER WYMAN; JENNIFER
WYMAN and VIVIAN SOOF, as Joint Special
Administrators of the ESTATE OF CHARLES
WYMAN; and SARA RODRIGUEZ, natural
parent and guardian ad litem of JACOB WYMAN,

29 Plaintiffs,
30 vs.

31 Case No. 2:16-cv-01206-JCM-NJK

32 **STIPULATION AND ORDER FOR**
EXTENSION OF TIME TO FILE
PLAINTIFFS' REPLY IN SUPPORT
OF THEIR MOTION TO PRE-
INSTRUCT THE JURY ON
PRODUCT LIABILITY LAW

33 CONSOLIDATED WITH
34 Case No. 2:16-cv-02378-JCM-CWH

1 SMART INDUSTRIES CORPORATION, d/b/a
2 SMART INDUSTRIES CORP., MFG, an Iowa
3 corporation, HI-TECH SECURITY INC., a Nevada
4 corporation; WILLIAM ROSEBERRY;
5 BOULEVARD VENTURES, LLC, a Nevada
6 corporation; DOES I thought V; DOES 1 thought
7 10; BUSINESS ENTITIES I through V; and ROE
8 CORPORATIONS 11 through 20, inclusive,
9

10 Defendants.

11
12 HI-TECH SECURITY, INC; and WILLIAM
13 ROSEBERRY,

14 Third-Party Plaintiffs,

15 vs.

16 NICKELS AND DIMES INCORPORATED,

17 Third-Party Defendant.

18 On August 1, 2022, the Wyman Plaintiffs filed a Motion to Pre-Instruct The Jury on Strict
19 Product Liability Law. ECF No. 415. On August 15, 2022, Defendant Smart Industries
20 Corporation (hereinafter “Defendant”) filed a Stipulation and Order to Extend Time to Respond
21 to Plaintiff’s Motion to Pre-Instruct the Jury on Strict Product Liability Law. ECF No. 426. On
22 August 17, 2022, this Court granted Defendant’s request for an extension up to and including
23 August 19, 2022. ECF No. 427. On August 19, 2022, Defendant filed its Opposition to Plaintiffs’
24 Motion to Pre-Instruct The Jury on Product Liability Law. ECF No. 429.

25 The Wyman Plaintiffs’ Reply in Support of their Motion is currently due on August 26,
26 2022. Due to unexpected delays with other work related matters, the Wyman Plaintiffs have
27 requested an extension up to and including September 2, 2022 to file their Reply. Defendant’s
28 counsel has agreed to the Wyman Plaintiffs’ request pending approval from this Court.

29 This Stipulation is submitted in good faith, is not interposed for purposes of delay, and
30 will not prejudice this Court or any party as the trial date in this matter has been continued to

EGLET ADAMS


1 February 27, 2023. Due to unexpected delays with other work related matters which have
2 interfered with the Wyman Plaintiffs' counsel's ability to meet the current deadline in this matter,
3 with this Court's approval, the parties hereby agree that that the deadline for the Wyman
4 Plaintiffs to file their Reply in Support of their Motion to Pre-Instruct the Jury on Product
5 Liability Law shall be extended until September 2, 2022, or such other time as deemed
6 appropriate by the Court. As such, the deadline for filing said Reply shall be September 2, 2022.

7 Respectfully submitted by:

8 DATED this 25th day of August, 2022.

9 /s/ Brittney R. Glover, Esq.
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Approved as to Form and Content by:

DATED this 25th day of August, 2022.

18 /s/ Joseph R. Meservy, Esq.
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20 Nevada Bar No. 6783
21 JOSEPH R. MESERVY, ESQ.
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26 *Attorneys for Defendant*
27 *Smart Industries Corporation*

28 **ORDER**

29 Based upon the Stipulation of the parties hereto, and for good cause, IT IS HEREBY
30 ORDERED, that the Stipulation to Extend hereinabove is hereby Granted.

31 DATED August 26, 2022.

32 
33 Dennis C. Mahan
34 UNITED STATES DISTRICT JUDGE